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PTO/SB/64 (08-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)Docket Number (Optional)  
544092000122

First named inventor: Boris A. MASLOV

Application No: 10/736,901

Art Unit: N/A

Filed: December 17, 2003

Examiner: Not Yet Assigned

Title: ADAPTIVE ELECTRIC CAR

Customer Window, MS Petition  
U.S. Patent and Trademark Office  
220 20th Street S.  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

## APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

## 1. Petition fee

Small entity – fee \$ 685.00 (37 CFR 1.17(m)). Applicant claims small entity status.  
See 37 CFR 1.27.

Other than small entity – fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

## 2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of Rescission of Previous Nonpublication (identify type of reply):

has been filed previously on \_\_\_\_\_  
 is enclosed herewith.

B. The issue fee of and publication fee (if required) \$ \_\_\_\_\_

has been paid previously on \_\_\_\_\_  
 is enclosed herewith.

Page 1 of 2

Application Date: 05/02/2005 Inventor: BORIS A. MASLOV  
Priority Date: 05/02/2004 Serial No.: 10736901  
Filing Date: 11/12/2004 DA  
Fee Type: DA

10/22/2004 00000000 031932 685.00 DA  
11/12/2004 00000000 031932 685.00 DA  
01 FC:2453

va-84896

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## 3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ 55.00 for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. The required reply, attached hereto, is a Rescission of Previous Non-Publication Request and Notice of Foreign Filing. A Request for Non-Publication was filed concurrently with this application. PCT application number PCT/US04/3432 corresponding to the above-referenced application, was filed on February 6, 2004. Since more than 45 days has passed since the filing of the PCT application, this application is abandoned per 35 USC 122(B)(iii). However, the filing of the PCT application was not made by the undersigned attorney of record nor any member of the firm with which he is affiliated. Further, the filing of the PCT application was not brought to the attention of the undersigned attorney of record nor any member of the firm with which he is affiliated, thereby resulting in the unintentional delay in filing the attached Request for Rescission of Non-Publication.

Signature

November 19, 2004

Date

Wayne C. Jaeschke, Jr.

Typed or printed name

38,503

Registration Number, if applicable

MORRISON & FOERSTER LLP  
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Enclosures:

- Fee Payment
- Reply
- Terminal Disclaimer Form
- Additional sheets containing statements establishing unintentional delay
- Other: \_\_\_\_\_